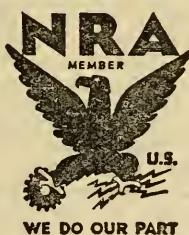


NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
BEDDING
MANUFACTURING INDUSTRY

AS APPROVED ON JULY 31, 1934



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Approved Code No. 219—Amendment No. 4

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
BEDDING MANUFACTURING INDUSTRY

As Approved on July 31, 1934

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE
BEDDING MANUFACTURING INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of an amendment to a Code of Fair Competition for the Bedding Manufacturing Industry, and hearings having been duly held thereon, and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate, by reference, said annexed report and do find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title I of said Act, and do hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as amended.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

BARTON W. MURRAY,
Division Administrator.

WASHINGTON, D.C.,
July 31, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,

The White House.

SIR: This is a report on amendments to the Code of Fair Competition for the Bedding Manufacturing Industry as approved by me on January 23, 1934. Application was made under date of April 7, 1934 by the Code Authority for the Bedding Manufacturing Industry for amendment of certain of the provisions of Articles II and VII of the said Code. All interested parties were given opportunity to present their views at a Public Hearing held on these proposed fourteen amendments on May 4, 1934.

Four of these fourteen amendments have been approved by me. They are intended to clarify the language of that section of the Code which prohibits the use of second-hand or previously used material in the manufacture of bedding and regulates renovate or repair work, to clarify the Code's definition of second-hand and previously used material, to implement existing regulations pertaining to the tagging of bedding, and to require compliance with all provisions of the Code, notwithstanding requirements of State statutes.

The Assistant Deputy Administrator in his final report to me on said amendments to said Code having found as herein set forth and on the basis of all the proceedings in this matter:

I find that:

(a) The amendments to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation sub-section (a) of Section 3, sub-section (a) of Section 7 and sub-section (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendments on behalf of the industry as a whole.

(d) The amendments and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendments and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendments.

Therefore, I have approved said four amendments.

Respectfully,

HUGH S. JOHNSON,
Administrator.

JULY 31, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE BEDDING MANUFACTURING INDUSTRY

AMENDMENT No. 3

Article VII, Part I, Section 1, the first paragraph, of the Bedding Code shall be and hereby is amended, by revising the said paragraph to read as follows:

1. *Second-hand material:* No member of the industry shall use second-hand or previously used material in the manufacture of bedding. No member of the industry shall sell any remade, renovated or repaired second-hand bedding. Remake, renovate or repair work on bedding is permitted only when a member of the industry does such work for the owner and user of the bedding and re-delivers it direct to such owner-user, but if in such work added material is needed, such added material shall not contain any previously used material.

AMENDMENT No. 4

Article VII, Part I, Section 1, second paragraph, of the Bedding Code shall be and hereby is amended, by deleting at the end thereof the words "new cotton" and inserting in lieu thereof the words, "fibres which are not 'second-hand' or 'previously used,'" the paragraph to read as follows:

The terms "second-hand" or "previously used" material as used herein mean (a) any material which has been used in the manufacture of another article or used for any other purpose; (b) any material made into thread, yarn, or fabric, and subsequently torn, shredded, picked apart, or otherwise disintegrated. (They do not include metals re-rolled under "white heat" or by-products obtained from the machining of fibres which are not "second-hand" or "previously used.")

AMENDMENT No. 5

Article VII, Part I, Section 3, of the Bedding Code shall be and hereby is amended, by revising said Section 3 to read as follows:

3. *Tagging:* No member of the industry shall make or sell a mattress, pillow, box spring, glider, or studio couch to which is not securely sewn by at least one edge a cloth or cloth-backed tag at least 2 x 3 inches in size; and upon the face of said tag shall be legibly stamped or printed in English (a) the materials used to fill such bedding; (b) the name and address of the maker or vendor of the bedding.

When bedding is remade, renovated or repaired as authorized in Section 1, the above tag shall in addition be legibly stamped or printed on the face thereof with the word "Remade" or "Renovated" in letters at least one-eighth inch high. In the case of metal beds, springs, cots or cribs, the tag shall be securely attached thereto.

Nothing likely to mislead shall appear on said tag and it shall contain all statements required hereunder, and shall be sewed to the outside covering of every article of such bedding before the filling is inserted.

The name "felt" shall not be used unless the material described has been carded in layers by a garnett or carding machine.

The words "Second Hand" in bold faced letters not less than three-quarters of an inch high and wide shall be legibly and indelibly stenciled on top and bottom of every second hand pillow, mattress, pad, box spring, studio couch or glider, and on top of the head and foot end angle rails of every second-hand metal bed, spring, cot or crib, if such bedding has been used but not remade, renovated or repaired.

AMENDMENT No. 8

Article VII, Part I, Section 4, of the Bedding Code shall be and hereby is amended, by deleting the second paragraph of subsection (g) and inserting in proper order a new paragraph (i) as follows:

(i) This Code shall not be construed to relieve any member of the Industry from the requirements of State statutes, but notwithstanding the requirements of State statutes, each member of the Industry must comply with the provisions of this Code.

Approved Code No. 219—Amendment No. 4.
Registry No. 1607-1-01.



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